

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA

Case No. 1:12-cr-98

Plaintiff,

v.

Hon. Robert Holmes Bell

PABLO RAZO FIERRO

Defendant(s).

GOVERNMENT'S
INITIAL PRETRIAL CONFERENCE
SUMMARY STATEMENT

I. DISCOVERY

A. Statements of Defendant

1. Oral Statements (Rule 16(a)(1)(A))

- There are no written records of oral statements or other oral statements as defined in Rule 16(a)(1)(A).
 There are the following written records of oral statements:

Confession to SSA-OIG, 1/20/11
Statement to U.S. Marshals, 6/30/15

The substance of which

- has been disclosed to defense counsel.
 will be disclosed to defense counsel by initial pretrial conference.

2. Written or Recorded Statements (Rule 16(a)(1)(B))

- There are no written or recorded statements or grand jury testimony of defendant.
 There are the following written or recorded statements or grand jury testimony:

Audio recording of confession to SSA-OIG, 1/20/11
Mlive/Muskegon Chronicle video interview at Pablo's Tacos, 2008

All written or recorded statements

- have been disclosed to defense counsel.
 will be disclosed to defense counsel by initial pretrial conference.

B. Defendant's Prior Record (Rule 16(a)(1)(D))

- The Government has made due inquiry and is not aware of any prior criminal record.
- The Government has disclosed defendant's prior criminal history.
- The Government is now making inquiry into defendant's prior criminal history. The results will be disclosed to defense counsel upon receipt.

C. Documents and Tangible Objects (Rule 16(a)(1)(E))

- The Government has no documents, tangible objects, or physical evidence required to be disclosed.

- The Government has the following documents, tangible objects, and physical evidence:

- Drug Paraphernalia Drug Records Inventory (attached)
- Controlled Substances: _____
- Records: Social Security; financial institution; tax; advertising; insurance;
- Firearms: business licensing; Michigan workers comp, UIA, Wage & Hour
- Other: _____

- The Government voluntarily notifies the defendant of the following search warrants issued and the warrant returns:

State

Federal:

Case No. _____ Re: _____

Case No. _____ Re: _____

Case No. _____ Re: _____

- They have been made available for inspection and copying by defense counsel.

- Defense counsel should make arrangements with:
- _____

D. Reports of Examinations and Tests (Rule 16(a)(1)(F))

- The Government has no reports of examinations or tests required to be disclosed by Rule 16.

- The Government has or expects to have reports of the following examinations and tests:

- Drug Analysis Handwriting Fingerprints
- DNA Firearms/Nexus Gun Operability
- Computer Forensics Other: _____

E. Reciprocal Discovery

- The Government seeks reciprocal discovery.

F. Notice Under FRE 404(b)

- The Government does not presently intend to introduce 404(b) evidence.
- The Government does presently intend to introduce the following 404(b) evidence:
Records from WDMI docket no. 1:01-cv-615 RAE (Disability litigation)
- The Government will provide pretrial notice of 404(b) evidence by _____.

G. Other Discovery Matters

II. TRIAL

- A. The Government requests a jury non-jury trial.
- B. The length of trial excluding jury selection is estimated at _____ 3 days _____.

III. MISCELLANEOUS

- This case may be appropriate for expedited resolution.
- The Government is unaware at this time of any known conflict with defendant's representation by counsel. The United States will immediately advise counsel if any such conflict becomes known.
- The Government is aware of the following potential conflicts:

- Government's plea negotiation policy:

No consideration for plea entered less than three weeks before trial.

Date _____

Counsel for the United States